

Date Posted: January 31, 2014

CITY OF EAST PROVIDENCE

RHODE ISLAND

DOCKET OF REGULAR COUNCIL MEETING

February 3, 2014

**Council Chambers, City Hall, 145 Taunton Avenue, East Providence,
RI 02914**

6:45 P.M. Executive Session - Claims Room, 101

7:30 P.M. Open Session

I. EXECUTIVE SESSION

The City Council of the City of East Providence will meet in Executive Session pursuant to RI General Laws § 42-46-5 (a) (2) & (5)

A. New Claims

- 1. Amica Mutual Ins. Co.**
- 2. Richard Cabral**
- 3. Cody Griffen**
- 4. Maryann Matlack**
- 5. Leeza Sultan**
- 6. United Services Automobile Association (Ins. Howard Rosenberg)**

B. Miscellaneous

- 1. Cynthia Rogers – Request for Sewer Charge Abatement**
- 2. American Ring Company – Request for Sewer Charge Abatement**
- 3. Kathy Riker – Request for Sewer Charge Abatement**

C. Collective Bargaining

1. Contract Negotiations

D. Discussion Related to the Disposition of City Owned Property

1. 260 Dover Avenue Map 408, Block 2, Parcel 2

II. CALL TO ORDER

III. SALUTE TO THE FLAG

IV. TO APPROVE THE CONSENT CALENDAR

All items under “CONSENT CALENDAR” are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member so requests, in which event, the item will be removed from the “CONSENT CALENDAR” and will be considered in its normal sequence on the docket.

A. Letters

1. Letter from National Grid regarding new pole location work for Waterman Avenue.

2. Resolution Exeter Town Council in support of Newport Pell Bridge Safety.

B. Council Journals

- 1. Regular Council Meeting January 7, 2014**
- 2. Special Meeting – Council Quorum November 8, 2013**

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

V. PUBLIC COMMENT

VI. APPOINTMENTS

A. East Providence Public Library Trustees (by Councilwoman Capobianco)

Don E. Paiva, 81 Harris Street (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

B. East Providence Public Library Trustees Reappointment (by Councilwoman Capobianco)

Pat Armstrong, 33 Berwick Place (02916)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

C. East Providence Public Library Trustees Reappointment (by Assistant Mayor Rose)

Paulo Silva, 150 South Rose Street (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

D. East Providence Public Library Trustees Reappointment (by Mayor Briden)

Elizabeth Ingraham, 84 Hood Avenue (02916)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

E. Carousel Park Commission (by Councilwoman Rossi)

Tony Ottone, 5 Cul De Sac Way (02915)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

F. Carousel Park Commission (by Councilwoman Capobianco)

William Hurley, 128 Prescott Drive (02915)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

G. Carousel Park Commission Alternate (Assistant Mayor Rose)

Christine Foster Hollands, 429 Dover Avenue (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

H. Carousel Park Commission Alternate (Councilwoman Rossi)

Kelly Marshall, 14 Mayflower Street (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

I. Traffic Control (Assistant Mayor Rose)

Jeremy Reis, 35 Miles Avenue (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

J. Board of Assessment Review – Reappointment (Assistant Mayor Rose)

Anthony DeCastro, 54 Hilltop Road (02914)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

VII. LICENSES REQUIRING PUBLIC HEARING

A. Second Hand Miscellaneous

April J. Medeiros DBA Lots of Treasures, 111 Warren Avenue (02914),

April J. Medeiros, 52 Island Avenu (02916)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

VIII. LICENSES NOT REQUIRING PUBLIC HEARING

Licenses are granted subject to all required approvals from State and City departments.

A. Holiday Sales

**April J. Medeiros DBA Lots of Treasures, 111 Warren Avenue (02914),
April J. Medeiros, 52 Island Avenuw (02916)**

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

B. Laundry/Dry Cleaner – Transfer

Transfer from KARDAV, Inc to RHC Investments, LLC DBA City Bubbles, Richard Coelho, 589 Victory Highway, West Greenwich (02817)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

IX. PUBLIC HEARING – ORDINANCES FINAL PASSAGE

A. An ordinance regarding the City adopting the State Building Code

as amended.

AN ORDINANCE IN AMENDMENT OF CHAPTER 4 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “BUILDINGS AND BUILDING REGULATIONS.”

SECTION I. Subsection (a) of Section 4-1 entitled “Building code adopted” of Article I entitled “In General” of Chapter 4 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Buildings and Building Regulations” is hereby amended to read as follows:

(a) The city hereby adopts the State Building Code, as amended, as the building code of the city.

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Director of Public Works

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

X. NEW BUSINESS

A. City Managers Report (by Acting City Manager, Paul Lemont)

1. DPW Truck Bid Award

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

B. Report of Other City Officials

1. Claims Committee Report (by Solicitor Timothy Chapman)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

2. Presentation regarding City Economic Development Outreach and Business Assistance Initiatives (by Planning Director Jeanne Boyle)

3. Handicap Parking Request, 24 Gurney Street (by Director of Public Works Steve Coutu)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

C. Council Members

1. Presentation by H & R Block for Community Programs for City of East Providence (by Mayor Briden)

2. Discussion of proposed language relating to Charter amendment for Mayor/Council form of government. (by Mayor Briden)

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

3. Red Flex Corporations – Electronic Cameras for Specific Traffic Light Intersections (by Assistant Mayor Rose)

4. Police Boat (by Assistant Mayor Rose)

5. Local Business Fair (by Assistant Mayor Rose)

6. K-Rob Foundation (by Councilwoman Capobianco)

7. Vinagre Energy - Solar Opportunities for City Buildings Presentation (by Councilwoman Rossi)

D. Report of School Committee Liaison

E. Introduction to Ordinances

1. An ordinance regarding an amendment to taxation to adhere to state law.

AN ORDINANCE IN AMENDMENT OF CHAPTER 16 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED "TAXATION"

SECTION I. Subsection (d) of Section 16-16 entitled "Authority of city assessor" of Article II entitled "Property Exemption for Veterans and Persons 65 Years of Age and Older" of Chapter 16 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled "Taxation" is amended to read as follows:

(d) A transfer by the property owner of the real property into a living trust wherein the property owner is the settlor and trustee of such trust shall not result in the loss of the exemptions provided in this article so long as all other requirements are proven in accordance with sections 16-17 through 16-19. The following transfer by the property owner of real property shall not affect the exemption of those individuals if:

(1) The owner transfers an ownership interest in the property while retaining a life estate in the property; or

(2) The owner transfers an ownership interest while leasing the property back but only where the lessee was the owner of the

property prior to the transfer to the lessor; or

(3) The owner transfers the property to a revocable or irrevocable living trust, if and so long as the otherwise eligible individual resides in such property and the otherwise eligible individual or the trustee is legally obligated to pay property tax on such property by contract, by agreement, by the terms of the trust instrument, or otherwise by law. The provisions of this section shall be applicable to any such transfer, regardless of when the transfer is made.

SECTION II. This ordinance shall take effect upon second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Tax Assessor

Motion___By___2nd___

Capobianco___Cunha___Rossi___Rose___Briden___

2. An ordinance regarding no parking on South Broadway (west side) from a point 265 feet south of Seth Street southerly for a distance of 70 feet

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS AN ORDINANCE IN AMENDMENT OF CHAPTER 18 OF THE REVISED ORDINANCES OF THE CITY OF EAST PROVIDENCE, RHODE ISLAND, 1998, AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC”

SECTION I. Section 18-307 entitled “Parking prohibited at all times.” of Article X entitled “Stopping, Standing and Parking.” of Chapter 18 of the Revised Ordinances of the City of East Providence, Rhode Island, 1998, as amended, entitled “Vehicles and Traffic.” is amended by adding thereto the following:

South Broadway (west side) from a point 265 feet south of Seth Street southerly for a distance of 70 feet

SECTION II. This ordinance shall take effect upon its second passage and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Requested by: Director of Public Works

Motion___By___2nd___
Capobianco___Cunha___Rossi___Rose___Briden___

F. Communications

1. Norma L. Brown-Annis, 153 Hoppin Avenue, requesting to address the Council regarding, City car taxes and the status of abandoned properties in Riverside.

XI. ADJOURNMENT

Motion___By___2nd___
Capobianco___Cunha___Rossi___Rose___Briden___

***If communications assistance is needed or any other accommodations to ensure equal participation please contact the City Clerk’s Office at 435-7590.**